

SENATE BILL 2394  
By Fowler

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 3, relative to education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-3-317, is amended by deleting the section in its entirety and by substituting instead the following:

(a) Whenever the operation of schools in any LEA is suspended by reason of epidemic, disaster or other justifiable cause, if so determined by the state board upon the written petition of the board, such suspension shall not operate to deprive the LEA of state funds to which it would be entitled, if the LEA otherwise meets the requirements of law.

(b) Whenever the schools in any LEA are conducted on a year-round basis, such shall not operate to reduce the level of state support to the LEA, and the commissioner shall make adjustments necessary to accommodate such operation so as not to diminish state financial support.

(c)

(1) If, as of July 1 of any school year, there has been a change since the beginning of the previous school term in the boundaries of an LEA or, pursuant to

§ 49-2-106, the creation or reactivation of an LEA, involving the shift of students from one LEA to another, then, in the distribution of state education funds, the commissioner shall determine, on the basis of information submitted to the commissioner by the appropriate boards, the ADA of students residing in such affected area, involved in such shift.

(2) The commissioner shall make such adjustments in the ADA as may be necessary to effectuate an equitable distribution and division of funds as between the LEAs operating a system of public schools therein; and such adjusted ADA shall be used in making the apportionment and distribution of state education funds.

(d) Allowed costs of educating students in other states under the provisions of § 49-6-3108 shall be included in the state education funds of affected LEAs, as determined by the commissioner.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.